

According to the United States census of 1920, the depository of the school fund shall be that banking corporation situated within said district which offers satisfactory bond and the best bid of interest on the average daily balances for the privilege of acting as such depository. The depository when thus selected shall serve for a term of two years and until its successor shall have been duly selected and qualified, and it shall be required to give bond in an amount equal to the estimated amount of the total receipts coming annually into its hands. Said bonds shall be made payable to the president of the Board and his successors in office, conditioned for the faithful discharge of the depository's duties and the payment of the funds received by it upon the draft of the president of the school board drawn upon order of the Board of Trustees duly entered. Said bond shall be further conditioned that the depository shall safely keep and faithfully disburse all funds coming into its hands as depository, and shall faithfully pay over to its successor all balances remaining in its hands. It shall be approved by the School Board, and the State Department of Education shall be notified of the depository by the president of the School Board filing a copy of said bond in said department. Before such bond is approved by the school board it shall be signed by a surety company authorized to transact business in Texas or by at least five individual sureties satisfactory to the School Board, or, if signed by the depository only, it shall be secured by the depository delivering for that purpose to the School Board bonds or securities owned by such depository in an amount equal to the penal sum named in the bond so given by such depository, which bonds or securities so pledged shall be satisfactory to the School Board and shall belong to one or more of the classes of securities in which the laws of Texas then in force authorize the sinking funds of independent school districts to be invested.

Sec. 2. All the laws and parts of laws, whether general or special, in conflict herewith are hereby repealed to the extent of such conflict and no further.

Sec. 3. The fact that certain in-

dependent school districts of the class above defined are now being subjected to needless expense in connection with the bonding of their depositories or treasurers and are being required to select same annually creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be, and the same is hereby, suspended, and that this act take effect and be in force from and after its passage, and it is hereby so enacted.

## NINETEENTH DAY.

(Continued.)

### After Recess.

The Senate was called to order at 10 o'clock Saturday morning, pursuant to recess, by Lieutenant Governor Barry Miller.

### Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 186.    S. B. No. 185.  
S. B. No. 83.    S. B. No. 172.

### Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 16, Requesting the return of S. J. R. No. 7 to the Senate for further consideration.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

### Bills and Resolutions.

By Senator Cousins:

S. B. No. 415, A bill to be entitled "An Act providing for the centralization of the Texas Prison System; increasing the duties, powers and functions of the Texas Prison Board;

providing for the construction and building of adequate prison walls and houses upon the Darrington Farm in Brazoria County and providing for the removal of prisoners from the present penitentiary to the new location and for the abandonment and sale of certain property now being occupied by the Prison at Huntsville and certain prison farms; providing that power shall be vested in the State Board of Control to buy supplies, products and manufactured articles from the State Prison System for the use of the State and its institutions; providing for the establishment of a prison reformatory within the Texas Prison System for young and short term prisoners, making an appropriation to be used in carrying out this Act, and declaring an emergency."

Read first time and referred to Committee on Penitentiaries.

By Senator Woodul:

S. B. No. 416, A bill to be entitled "An Act defining the measure of damages, where a county in condemnation proceedings takes either a portion or all of the improvements, to be the cost of removing the improvements to the remaining land, together with any other incidental damage resulting to the improvements or the remaining land, and conferring upon the county, where insufficient land remains to accommodate the improvement, the right and power by the exercise of the right of eminent domain to acquire the fee simple title to the improvements, by paying for them as damages their cash market value with full power over them including the right of alienation; providing a method whereby a county may take possession of any property condemned after the award of the commissioners, and repealing all laws, both general and special, in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Woodul:

S. B. No. 417, A bill to be entitled "An Act to amend Articles 7084, 7085, 7086, 7087 and 7090 and to repeal Article 7088 of the Revised Civil Statutes of the State of Texas of 1925 so as to provide that franchise taxes shall be based upon the capital stock of corporations actually

paid in, plus surplus and undivided profits as to private, domestic and foreign corporations as applied to corporations with par value and non par value stock, providing for the amount and method of computation of such taxes, time of payment and for reports and affidavits to be made and furnished to the Secretary of State, providing for penalties for failure to make such reports and affidavits so required and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Westbrook:

S. B. No. 418, A bill to be entitled "An Act amending Article 6640 of the Revised Civil Statutes of 1925 requiring lis pendens notices to be filed upon the filing of any suit or action involving the title to real estate or seeking to establish any interest or right therein or to enforce any lien, charge or encumbrance against the same; providing that failure to comply with the requirements of Article 6640 as amended shall be ground for dismissal of any suit affected by said article; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Williamson and Witt:

S. B. No. 419, A bill to be entitled "An Act providing for the registration in this State of vehicles owned by citizens of another State or Country and duly registered under the laws of said State or Country for the current year; prescribing restrictions under which such vehicles may be operated; prescribing penalties for any violations hereof; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to Committee on State Highways and Motor Traffic.

By Senators Williamson and Witt:

S. B. No. 420, A bill to be entitled "An Act further regulating the operation of vehicles on the public highways; limiting the size and weight of vehicles and loads permitted on any public highway; requiring lights on certain vehicles not heretofore by law required to carry lighting equipment; restricting the stopping or parking of a vehicle

on the improved portion of a highway; providing for the erection and maintenance of signs, or markers on the State Highways; prescribing restrictions regarding the speed of any vehicle, prescribing penalties for the violations of this Act; providing for appointment of inspectors to enforce the provisions of this Act and other laws relating to vehicles and traffic on the public highways; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to Committee on State Highways and Motor Traffic.

By Senator Witt:

S. B. No. 421, A bill to be entitled "An Act to provide for the execution of official bonds by a married woman holding public office or employed in any of the State Departments without the joinder and consent of the husband and the privy acknowledgment, separate and apart from him, in the execution thereof, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

#### Senate Bill No. 154.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 154, A bill to be entitled "An Act amending Article 1831, Title 39, Revised Statutes of the State, prescribing certain duties of Clerks of Courts of Civil Appeals with reference to the filing, recording and preservation of the records and proceedings of said court."

Read second time and passed to engrossment.

#### Senate Bill No. 169.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 169, A bill to be entitled "An Act to provide for the taking of testimony of a witness or witnesses in this State either written interrogatories or oral deposition, on any mandate, writ or commission issued out of any court of record in any other state, territory, district or foreign jurisdiction, and declaring an emergency."

Read second time and passed to engrossment.

#### Senate Bill No. 182.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 182, A bill to be entitled "An Act repealing Article 6815, Revised Civil Statutes, 1925, and declaring an emergency."

Read second time and passed to engrossment.

#### Senate Bill No. 222.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 222, A bill to be entitled "An Act to amend Chapter 5, Title 14, Revised Criminal Statutes of Texas, 1925, relating to weights and measures, by amending Article 1037 and adding Article 1037A, defining certain terms; and declaring an emergency."

The bill was read second time.

On motion of Senator Witt, the bill was laid on the table subject to call.

#### Senate Bill No. 246.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 246, A bill to be entitled "An Act to amend Article 879 of the penal code of Texas, of 1925, so as to include the counties of Dimmit, Zavalla, Medina and Uvalde in the provision permitting squirrels to be killed at any time, and declaring an emergency."

The committee report was adopted.

Read second time and passed to engrossment.

#### Senate Bill No. 256.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 256, A bill to be entitled "An Act fixing compensation for county tax assessors in counties containing a city with a population of not less than 35,000 and not more than 125,000 according to the last United States census, where the county assessor of taxes compiles and makes a transfer book or card index compiled from the real estate transfers recorded in the county clerk's office showing the names transferred to, last owner assessed to, volume and page, description of property, assessed valuation and the consideration in the transfer; keeps a building permit record or card index

of all building permits issued showing name of owner, date of permit, description of property on which building is located, description of the improvement, the permit valuation and the final valuation of the building inspector; keeps a record of the builders' liens recorded in the county clerk's office; and also keep a card index file of all the automobiles, busses, and trucks, licensed and owned on January 1st of each year, showing owner of auto, owner's address, State Highway license number, make and year model of auto, all of said information for the facilitation of the work in said assessor's office and for the more correctly assessing such classes of property and for the purpose of keeping a close check on same; the commissioner's court shall allow said assessor who compiles and uses such records extra compensation, not exceeding twelve hundred dollars annually, beginning with the fiscal year 1929, to be paid in twelve monthly payments, same to be retained by said assessor as ex-officio salary exclusive of the maximum salary allowed by law; and declaring an emergency."

The bill was read second time.

On motion of Senator Witt the bill was laid on the table subject to call.

#### Senate Bill No. 246.

On motion of Senator Stevenson, the Senate voted to reconsider the vote by which S. B. No. 246 was engrossed. The motion prevailed.

On motion of Senator Stevenson, the bill was laid on the table subject to call.

#### Senate Bill No. 260.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 260, A bill to be entitled "An Act to provide means to facilitate the sequestration of personal property and authorizing the courts, by proper order made, to assist in the location of property sought by sequestration; and declaring an emergency."

Read second time and passed to engrossment.

#### Senate Bill No. 261.

The Chair laid before the Senate, on second reading, the following bill:

"An Act providing for the replevy by the defendants of personal property seized under sequestration, fixing the conditions of the replevy bond; providing for the discharge of the sureties; and repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The bill was read second time.

On motion of Senator Williamson, the bill was laid on the table subject to call.

#### Senate Bill No. 276.

The Chair laid before the Senate, on second reading, the following bill:

S. B. No. 276, A bill to be entitled "An Act to amend Subdivision 19 of Article 1995 of the Revised Civil Statutes by adding thereto cities, school districts and other political subdivisions of the State; and declaring an emergency."

The bill was read second time.

On motion of Senator Love, the bill was laid on the table subject to call.

#### Simple Resolution No. 58.

Senator Love sent up the following resolution:

Resolved, That, for the safeguarding of Senate Bills the Sergeant at Arms of the Senate is authorized and directed to purchase a steel filing cabinet, sufficient in size and properly arranged, to hold Senate bills and which may be securely locked, the cost, not to exceed \$200.00, to be paid out of contingent expense fund of the Senate.

LOVE.

The resolution was read and adopted.

#### Senate Bill No. 347.

Senator Stevenson received unanimous consent to take up out of its regular order the following bill:

S. B. No. 347, A bill to be entitled "An Act amending H. B. No. 299, Chapter 37, Acts of the Regular Session of the Thirty-fifth Legislature, 1917, amending Section 5 of said Act; providing for the creation and appointment of the Board of Equalization for the Sinton Independent School District; established in San Patricio County, Texas by said Act of the Thirty-fifth Legislature; describing the qualification for the members of said Board of Equalization; fixing its powers and duties;

and providing for compensation for the members of said Board; and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 347 was put on its third reading and final passage, by the following vote:

Yeas—21.

Beck.	Patton.
Berkeley.	Pollard.
Cousins.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
Moore.	Woodward.
Parrish.	

Absent.

Cunningham.	McFarlane.
DeBerry.	Miller.
Hardin.	

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—22.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
Cunningham.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
Moore.	Woodward.

Absent.

DeBerry.	McFarlane.
Hardin.	Miller.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Senate Bill No. 280.

The Chair laid before the Senate on its second reading the following bill:

S. B. No. 280, A bill to be entitled "An Act providing that it shall be unlawful for any official or employee of the State of Texas to use automobile, personal property of any kind or character, or thing of value to advocate or further, or promote the candidacy of anyone for election or reelection, or nomination, or renomination at any special or general or primary election; providing it shall be unlawful for any official or employee of the State of Texas to collect or attempt to collect any money or anything of value from any public officer or employee, which money or thing of value is to be used in promoting, advocating, or furthering in any way, directly or indirectly, the campaign expenses of any person for election or reelection, or nomination or renomination, at any special or general or primary election; providing, and making it unlawful for any money appropriated by the Legislature of Texas, or any property purchased by any appropriation made by the Legislature of Texas to be used in advocating or opposing by any state official or any employee thereof, the election or reelection, nomination or renomination of any person at any special or general or primary election; providing punishment for violation of this Act; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. 280 was put on its third reading and final passage, by the following vote:

Yeas—23.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
Cunningham.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Witt.
Love.	Woodul.
Martin.	Woodward.
Moore.	

## Absent.

DeBerry. Miller.  
McFarlane.

## Absent—Excused.

Hyer. Russek.  
Neal. Wirtz.  
Parr.

The bill was read third time and finally passed by the following vote:

## Yeas—23.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
Cunningham.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Witt.
Love.	Woodul.
Martin.	Woodward.
Moore.	

## Absent.

DeBerry. Miller.  
McFarlane.

## Absent—Excused.

Hyer. Russek.  
Neal. Wirtz.  
Parr.

## Senate Bill No. 222.

Senator Witt called up from the table S. B. No. 222. The bill was passed to engrossment.

## Senate Bill No. 276.

Senator Love called up from the table S. B. No. 276. The bill passed to engrossment.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. 276 was put on its third reading and final passage, by the following vote:

## Yeas—23.

Beck.	Hornsby.
Berkeley.	Love.
Cousins.	Martin.
Cunningham.	Moore.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Small.

Stevenson.  
Thomason.  
Westbrook.  
Williamson.

Witt.  
Woodul.  
Woodward.

## Absent.

DeBerry. Miller.  
McFarlane.

## Absent—Excused.

Hyer. Russek.  
Neal. Wirtz.  
Parr.

The bill was read third time and finally passed by the following vote:

## Yeas—23.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
Cunningham.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Witt.
Love.	Woodul.
Martin.	Woodward.
Moore.	

## Absent.

DeBerry. Miller.  
McFarlane. Wood.

## Absent—Excused.

Hyer. Russek.  
Neal. Wirtz.  
Parr.

## Senate Bill No. 87.

The Chair laid before the Senate on its second reading the following bill:

S. B. No. 87, A bill to be entitled "An Act amending Article 1177 of Chapter 7, Title 15, of the Penal Code of the State of Texas, Revision of 1925, and declaring an emergency."

The bill was read second time.

Senator Woodward sent up the following amendment:

Amend S. B. No. 87 by striking out the word "two" on line 23 and all of lines 24 and 25, and insert in lieu thereof the words "five nor more than 25 years in the State Penitentiary."

WOODWARD.

The amendment was read and adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 87 was put on its third reading and final passage, by the following vote:

## Yeas—23.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
Cunningham.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Witt.
Love.	Woodul.
Martin.	Woodward.
Moore.	

## Absent.

DeBerry.	Miller.
McFarlane.	

## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Read third time and finally passed by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

## Senate Bill No. 261.

Senator Martin called up from the table S. B. No. 261. The bill passed to engrossment.

On motion of Senator Martin the

constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 261 was put on its third reading and final passage, by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

## Senate Bill No. 260.

Senator Williamson received unanimous consent to take up out of its regular order S. B. No. 260.

On motion of Senator Williamson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 260 was put on its reading and final passage, by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Read third time and finally passed by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

## Senate Bill No. 280.

On motion of Senator Love, the Senate voted to reconsider the vote by which S. B. No. 280 was finally passed.

Senator McFarlane sent up the following amendments:

Amend S. B. No. 280 by inserting after the word "Texas," in line 8, page 1, the following:

"Or their agent."

The amendment was read and adopted by a two-thirds vote.

By Senator McFarlane:

By inserting after the word Texas,

line 13, page 1, the following: "or their agents"

Read and adopted by two-thirds vote.

By Senator McFarlane:

Amend caption, S. B. No. 280, by inserting after the word "thereof," in line 23, page 1, the following:

"Or their agent."

The amendment was read and adopted by two-thirds vote.

The bill as amended was passed finally by the following vote:

## Yeas—24.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

## Absent.

DeBerry.	Miller.
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## Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

## Senate Bill No. 89.

The Chair laid before the Senate on second reading the following bill:

S. B. No. 89, A bill to be entitled "An Act to better define fraternal benefit societies and providing and defining a lodge system for such; requiring a representative form of government; defining and safeguarding the contracts and beneficiaries of such societies and prescribing the membership therein; amending Articles 4820, 4821, 4822, 4824, 4831, and 4833 of the Revised Statutes of Texas for 1925 so as to conform hereto, and declaring an emergency."

The bill was read second time and passed to engrossment.

## Executive Session.

At 11:00 o'clock a. m., the Chair announced that the hour for the executive session to consider nominations by the Governor had arrived. The Chamber was cleared and the doors were locked.



**After Executive Session.**

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

**Appointments Confirmed.**

To be Public Weigher of Precinct No. 1 of Milam County, Texas: Ed Westbrook.

To be Directors, Texas Technological College: Mrs. F. N. Drane, Navarro County; John W. Carpenter, Dallas County; F. E. Clarity, Tarrant County.

To be State Board of Nurse Examiners: Mrs. Eloween Mesch, Three year term; Mary Grigsby, Three year term; Lena Baker Thomas, Two year term; Grace Engblad, Two year term; Sister Mary Charles Wolfe, Potter County.

To be State Board of Public Accountancy: W. D. Prince, Dallas County; Frank G. Rogers, Bexar County; T. L. Wilcox, McLennan County.

To be State Prosecuting Attorney: A. A. Dawson, Van Zandt County.

**House Bill No. 354.**

Senator Pollard received unanimous consent to take up out of its regular order the following bill:

By Mr. Wallace:

H. B. No. 354, A bill to be entitled "An Act making certain emergency appropriations out of the general revenue of the State for the several institutions and departments of the State government, as named herein, for the balance of the fiscal year ending August 31, 1929, and declaring emergency."

On motion of Senator Pollard, the rule requiring committee reports to lie over one day was suspended.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 354 was put on its second reading by the following vote:

Yeas—26.

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Holbrook.
Cunningham.	Hornsby.
DeBerry.	Love.
Gainer.	Martin.

McFarlane.  
Miller.  
Moore.  
Parrish.  
Patton.  
Pollard.  
Small.

Stevenson.  
Thomason.  
Westbrook.  
Williamson.  
Witt.  
Woodul.  
Woodward.

Absent—Excused.

Hyer.  
Neal.  
Parr.

Russek.  
Wirtz.

The committee report was adopted.  
The bill was read second time.

Senator Cunningham sent up the following amendment:

Amend H. B. No. 354, page one by adding after the words "Abilene State Hospital" the following "sewage disposal construction, \$29,302."  
CUNNINGHAM

The amendment was read and adopted.

The bill as amended passed to third reading.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 354 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.  
Neal.  
Parr.

Russek.  
Wirtz.

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Gainer.
Berkeley.	Greer.
Cousins.	Hardin.
Cunningham.	Holbrook.
DeBerry.	Hornsby.

Love.	Small.
Martin.	Stevenson.
McFarlane.	Thomason.
Miller.	Westbrook.
Moore.	Williamson.
Parrish.	Witt.
Patton.	Woodul.
Pollard.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

**Senate Bill No. 338.**

Senator Stevenson received unanimous consent to take up out of its regular order the following bill:

S. B. No. 338, A bill to be entitled "An Act to amend Subdivision 24 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, as same appears on page 88 of Volume 1 of said Revised Statutes, so as to change the time and terms of holding the terms of the district court in Refugio and Calhoun Counties in the Twenty-fourth Judicial District of Texas; validating and continuing all writs and process issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the terms of court in the County of Calhoun, in said district, as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available in Calhoun County under this Act; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and S. B. 338 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Love.
DeBerry.	Martin.
Gainer.	McFarlane.
Greer.	Miller.

Moore.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

**Senate Bill No. 395.**

Senator Cousins received unanimous consent to take up out of its regular order the following bill:

S. B. No. 395, A bill to be entitled "An Act to establish and create a criminal district court for Jefferson County; to provide for the jurisdiction of and procedure in said court; to provide for the appointment, election, qualification, duties, powers and compensation of a judge of said court; depriving and divesting the district courts of Jefferson County of jurisdiction of all criminal cases; providing from and after the taking effect of this Act for the transfer of all criminal cases from the districts' courts of the Fifty-eighth and Sixtieth Judicial District Courts of Jefferson County to the Criminal District Court of Jefferson County created by this Act; providing that the county attorney, the sheriff and the clerk of the District Court of Jefferson County shall be the county attorney, sheriff and clerk of the district court, respectively, of the

court created by this Act, under the same rules and regulations as are now, or may hereafter be prescribed by law for the government of such officials; providing for the fees to be received by such officers for such services, and repealing all laws and parts of laws in conflict with this Act, and declaring an emergency."

The rule requiring Committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cousins the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 395 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Senate Bill No. 343.

Senator Patton received unanimous consent to take up out of its regular order the following bill:

S. B. No. 343, A bill to be entitled "An Act to give and grant to J. W. Howard and his wife, Maude Howard leave and permission to prosecute in the proper courts of Houston County, Texas, suit against the State of Texas, and R. S. Sterling, Cone Johnson and W. R. Ely, as Highway Commissioners of the State of Texas, in their official capacity only, for personal injuries to the wife, Maude Howard and damage to their automobile; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Patton the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 343 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Love.
Berkeley.	Martin.
Cousins.	McFarlane.
Cunningham.	Miller.
DeBerry.	Moore.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Small.
Hornsby.	Stevenson.

Thomason.  
Westbrook.  
Williamson.

Witt.  
Woodul.  
Woodward.

Absent—Excused.

Hyer.  
Neal.  
Parr.

Russek.  
Wirtz.

#### Senate Bill No. 291.

Senator Thomason received unanimous consent to take up out of its regular order the following bill:

S. B. No. 291, A bill to be entitled "An Act creating a more efficient road system for San Augustine County, Texas, providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners' court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners' court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal Government; authorizing the commissioners' court of San Augustine County to issue bonds for said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and levy a tax in payment thereof; repealing Chapter 94, Local and Special Laws, 1913, and all amendments thereto; and declaring an emergency."

Senator Thomason received unanimous consent that the rule requiring committee reports to lie over one day be suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 291 was put on its third reading and final passage, by the following vote:

Yeas—26,

Beck.  
Berkeley.  
Cousins.

Cunningham.  
DeBerry.  
Gainer.

Greer.  
Hardin.  
Holbrook.  
Hornsby.  
Love.  
Martin.  
McFarlane.  
Miller.  
Moore.  
Parrish.

Patton.  
Pollard.  
Small.  
Stevenson.  
Thomason.  
Westbrook.  
Williamson.  
Witt.  
Woodul.  
Woodward.

Absent—Excused.

Hyer.  
Neal.  
Parr.

Russek.  
Wirtz.

The bill was read third time and passed finally by the following vote:

Yeas—26.

Beck.  
Berkeley.  
Cousins.  
Cunningham.  
DeBerry.  
Gainer.  
Greer.  
Hardin.  
Holbrook.  
Hornsby.  
Love.  
Martin.  
McFarlane.

Miller.  
Moore.  
Parrish.  
Patton.  
Pollard.  
Small.  
Stevenson.  
Thomason.  
Westbrook.  
Williamson.  
Witt.  
Woodul.  
Woodward.

Absent—Excused.

Hyer.  
Neal.  
Parr.

Russek.  
Wirtz.

#### Senate Bill No. 310.

Senator Thomason received unanimous consent to take up out of its regular order the following bill:

S. B. No. 310, A bill to be entitled "An Act creating a more efficient road system for Jasper County, Texas, providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners' court; providing for the laying out, establishment, construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners' court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for

partly by the county and partly by the State or Federal Government; authorizing the commissioners' court of Jasper County to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; and declaring an emergency."

The rule requiring Committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 310 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Senate Bill No. 334.

Senator Thomason received unanimous consent to take up out of its regular order the following bill:

S. B. No. 334. A bill to be entitled "An Act to amend Chapter 38, Special and Local Laws enacted by the Thirty-seventh Legislature at its First Called Session, in 1921, same being a special road law for Tyler County, Texas, by adding thereto a new section 5-A, authorizing the commissioners' court of Tyler County to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof, and declaring an emergency."

The rule requiring Committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 334 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Love.
DeBerry.	Martin.
Gainer.	McFarlane.
Greer.	Miller.

Moore.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

**Senate Bill No. 414.**

Senator Greer received unanimous consent to take up out of its regular order the following bill:

S. B. No. 414, A bill to be entitled "An Act creating a more efficient road system for Freestone County; etc., and declaring an emergency."

The rule requiring Committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and S. B. 414 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Miller.
Berkeley.	Moore.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Holbrook.
Cunningham.	Hornsby.
DeBerry.	Love.
Gainer.	Martin.

McFarlane.	Stevenson.
Miller.	Thomason.
Moore.	Westbrook.
Parrish.	Williamson.
Patton.	Witt.
Pollard.	Woodul.
Small.	Woodward.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

**Senate Bill No. 148.**

The Chair laid before the Senate on second reading the following bill:

S. B. No. 148, A bill to be entitled "An Act, providing that prosecution for the unlawful sale or delivery of intoxicating liquor may be had either in the county wherein the sale or delivery is made, or in any county through or into which the intoxicating liquor is carried; providing that in all such cases the indictment or any proceeding in the case may allege that the offense was committed in the county where the prosecution is carried on; and providing for the manner of proving venue, and declaring an emergency."

The bill was read second time.

**Oklahoma Legislators Visit.**

The Chair appointed Senators Woodward, McFarlane, and Small to conduct the visiting members of the Oklahoma Legislature to the platform.

President Pro Tem Woodward introduced the visiting members of the Oklahoma Legislature to the Senate as follows:

Mr. Nance, Speaker of Oklahoma House of Representatives.

Senator Williams.

Senator Moore.

Senator Storms, President Pro Tem of Oklahoma Senate.

Senator Carmack.

Mr. Crowe, Assistant Attorney General.

Senator Lukeborough.

Mr. Carmichael.

Mr. Dunning.

**Senator Storms Speaks.**

President Pro Tem Woodward introduced Senator Storms, President Pro Tem of the Oklahoma Senate, who briefly addressed the Senate.

**Mr. Nance Speaks.**

President Pro Tem Woodward introduced Mr. Nance, Speaker of the Oklahoma House of Representatives, who briefly addressed the Senate.

**Recess.**

On motion of Senator Miller, the Senate, at 12:10 o'clock p. m., recessed until 2:30 o'clock p. m.

**After Recess.**

The Senate was called to order at 2:30 o'clock p. m., pursuant to recess, by Lieutenant Governor Barry Miller.

**Senate Bill No. 148.**

The question recurred upon the engrossment of S. B. No. 148.

The bill passed to engrossment.

On motion of Senator Martin the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 148 was put on its third reading and final passage, by the following vote:

**Yeas—23.**

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Pollard.
DeBerry.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Hornsby.	Westbrook.
Love.	Williamson.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

**Nays—2.**

Cunningham. Gainer.

**Absent.**

Holbrook.

**Absent—Excused.**

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

The bill was read third time and finally passed.

**S. C. R. No. 17.**

Senator Pollard sent up the following resolution:

Whereas, The Legislature of Texas is honored by the presence of a committee of the Senate and a commit-

tee of the House of Representatives of the State of Oklahoma, who wish to confer with the Legislature of Texas concerning the Western boundary line of Oklahoma and the Eastern boundary line of the State of Texas, now, therefore, be it

Resolved by the Senate and the House of Representatives concurring that a joint session of the House and Senate be had at 3 p. m. today for the purpose of hearing the members of the committee of the Senate and the House of Representatives of the State of Oklahoma.

Pollard, Woodward, Small, McFarlane.

The resolution was read and adopted.

**Message from the Governor.**

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

February 2, 1929.

To the Senate of the State of Texas, Capitol.

Gentlemen:

Subject to your confirmation I have appointed the persons whose names appear on the attached list to be notaries public of the county set opposite their names, such appointment to take effect immediately upon their qualification.

(Signed.) DAN MOODY.

Read and referred to Committee on Governor's Nominations.

(See immediately following Journal for last day.)

**Message from the House.**

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives, Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 17, Providing for a joint session of the House and Senate at 3 p. m., February 2, 1929, to hear the committee from the House and Senate of the State of Oklahoma.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**Senate Bill No. 128.**

Senator Greer called up from the table the following bill:

S. B. No. 128, A bill to be entitled "An Act relating to the duties of the County Board of Trustees of public schools in this State, in all counties having an area of not more than one thousand-seventy-five (1075) square miles and not less than nine hundred-thirty (930) square miles, and a population of not less than thirty-four thousand three hundred, (34,300) and not more than thirty-four thousand five hundred, (34,500) according to the 1920 Federal Census, authorizing them to condemn land for school purposes; to subdivide their respective counties into convenient school districts; to increase or reduce the area of Independent and Common School Districts, create additional districts, consolidate two or more adjacent districts; subdivide any districts; revise or rearrange the boundaries of any district; attach territory thereto or detach territory therefrom and to adjust the district properties and bonded indebtedness against such districts and detached or added territory upon a just and equitable basis, providing a method of apportioning school funds to the respective districts and providing for the election of the County Board of School Trustees; providing other matters and things necessary and incidental to the main purpose and subject to this Act, whether mentioned in detail in this caption or not; and repealing all laws, general or special, in conflict therewith, and declaring an emergency."

The bill was read third time.

Senator Greer sent up the following amendment:

**Amendment No. 1.**

Amend S. B. No. 128, page 2 at the end of line 12 by adding thereto the following: "The districts thereby created shall be allowed to establish a central high school in each consolidated district under the general laws of the State of Texas, except that the location of the high school shall be determined by a majority vote of the qualified voters in the district, which majority shall be ascertained by the county school board

under such regulations as they may prescribe."

GREER.

The amendment was read and adopted unanimously.

Senator Greer sent up the the following amendment:

**Amendment No. 2.**

Amend S. B. No. 128, page 3 at the end of line sixteen by adding after the words, "per capita apportionment," the following: Except that the State per capita apportionment of Independent School Districts having more than Two Thousand scholastics, shall not be set aside for the equalization fund but shall remain in their respective districts.

GREER.

The amendment was read and unanimously adopted.

The bill as amended was passed finally by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Holbrook.	Williamson.
Hornsby.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

**Simple Resolution No. 59.**

Senator Love sent up the following resolution:

Resolved: That Mrs. W. W. Dickson be appointed general stenographer on the Senate force to take the place of A. M. Birch, who has resigned.

LOVE.

The resolution was read and lost by the following vote:

Yeas—9.

Berkeley.	Love.
Greer.	Moore.



Small.  
Stevenson.  
Williamson.

Witt.  
Woodward.

Nays—15.

Cousins.	Miller.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Hardin.	Thomason.
Hornsby.	Westbrook.
Martin.	Woodul.
McFarlane.	

Absent.

Beck. Holbrook.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

#### Message from the Governor.

The Chair recognized the Door-keeper, who introduced a messenger from the Governor with the following message:

February 2, 1929.

To the Senate of the Forty-first Legislature,  
Capitol.

I request your permission to withdraw from the list of names sent to the Senate for confirmation that of Y. D. Harrison, Jr., of Tarrant County, whose name was submitted for membership on the State Board of Public Accountancy.

Respectfully submitted,  
(Signed.) DAN MOODY,

Read and referred to Committee on Governor's Nominations.

#### Motion to Reconsider.

Senator Pollard moved to reconsider the vote by which the Senate refused to pass Simple Resolution No. 59. The motion prevailed by the following vote:

Yeas—16.

Beck.	Moore.
Berkeley.	Patton.
Cousins.	Pollard.
Greer.	Stevenson.
Hardin.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Nays—8.

Cunningham.	Miller.
DeBerry.	Parrish.
Gainer.	Thomason.
Hornsby.	Westbrook.

Absent.

Holbrook. Small.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

#### Joint Session.

At 3:00 o'clock p. m., the Chair announced that the time for the Joint Session had arrived. The Senate adjourned to the House.

#### After Joint Session.

The Senate returned to the Senate Chamber at 3:40 o'clock p. m., and was called to order by Lieutenant Governor Barry Miller.

#### Simple Resolution No. 59.

The question recurred upon S. R. No. 59. Senator Pollard sent up the following substitute:

Be It Resolved, By the Senate that Senator Thomas B. Love be and he is hereby authorized to employ an additional stenographer.

POLLARD.

The amendment was read and adopted.

The Chair appointed Mrs. Dickerson.

#### Senate Bill No. 406.

Senator Cousins received unanimous consent to take up out of its regular order the following bill:

S. B. No. 406, A bill to be entitled "An Act to authorize the Gulf Refining Company to construct, maintain, and operate a bridge across Salt Bayou in Jefferson County, Texas."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cousins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 406 was put on its third reading and final passage, by the following vote:

## Yeas—25.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.
Miller.	

Absent.

Holbrook.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Read third time and finally passed  
by the following vote:

## Yeas—25.

Beck.	Moore.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Small.
Gainer.	Stevenson.
Greer.	Thomason.
Hardin.	Westbrook.
Hornsby.	Williamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.
Miller.	

Absent.

Holbrook.

Absent—Excused.

Hyer.	Russek.
Neal.	Wirtz.
Parr.	

Adjournment.

On motion of Senator Woodul, the  
Senate, at 3:50 o'clock p. m., ad-  
journed until 10:00 o'clock Monday  
morning.

## APPENDIX.

## Petitions and Memorials.

(TELEGRAM.)

Dallas, Texas, Feb. 1, 1929.

Honorable Tom Love,  
Senate of the State of Texas,  
Austin, Texas.

We, the undersigned hotels of Dal-  
las representing an investment of

about thirty millions urge you to  
give H. B. No. 279 your support and  
influence believing that if this bill  
is passed it will be of untold benefit  
to Texas and promote the breeding  
of fine stock thus encouraging horse  
racing under proper conditions at es-  
tablished fairs. We furthermore be-  
lieve that this is the sentiment of the  
majority of the citizenship of Dallas  
and that in supporting this bill you  
will be fulfilling their wishes in this  
matter.

Adolphus, Jefferson, Campbell,  
Mayfair, St. George, Sanger Hotel  
Apartments, Milam, Baker, Hilton,  
Waldorf, Scott, Stoneleigh Court,  
Oaklawn Inn, Southland, Melrose  
Court.

## Committee on Enrolled Bills.

Committee Room,

Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 186  
carefully examined and compared,  
and find the same correctly en-  
rolled, and have this day, at 11:40  
o'clock a. m., presented the same to  
the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 172  
carefully examined and compared,  
and find the same correctly en-  
rolled, and have this day, at 11:40  
o'clock a. m., presented the same to  
the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 85  
carefully examined and compared,  
and find the same correctly en-  
rolled, and have this day, at 11:40  
o'clock a. m., presented the same to  
the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, Feb. 2, 1929.

Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 83 carefully examined and compared, and find the same correctly enrolled, and have this day, at 11:40 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

**Committee on Engrossed Bills.**

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 297 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 175 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 141 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 127 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 146 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 179 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 370 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 173 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 215 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 125 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 285 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

**Committee Reports.**

Committee Room,  
Austin, Texas, Feb. 1, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 292, A bill to be entitled "An Act amending Section 1 of Chapter 87 of the general laws of the Regular Session of the Thirty-ninth Legislature so as to create the Twelfth Supreme Judicial District to be composed of the counties of Hunt, Fannin, Delta, Hopkins, Rains, Kaufman, Wood, Van Zandt and Rockwall; providing for the appointment and qualifications of the judges of said court of Civil Appeals; providing for the transfer of cases to the new Court of Civil Appeals herein created; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PATTON, Chairman.

Committee Room,  
Austin, Texas, Feb. 1, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 338, A bill to be entitled "An Act to amend Subdivision 24 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, as same appears on page 88 of Volume 1 of said Revised Statutes, so as to change the time and terms of holding the Refugio and Calhoun Counties in the Twenty-fourth Judicial District of Texas; validating and continuing all writs and process issued or served before this Act takes effect; including recognizances and bonds, and making them returnable to the terms of court in the County of Calhoun in said district, as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available in Calhoun County under this Act; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass, and be not printed.

PATTON, Chairman.

Committee Room,  
Austin, Texas, Feb. 1, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 395, A bill to be entitled "An Act to establish and create a criminal district court for Jefferson County; to provide for the jurisdiction of and procedure in said court; to provide for the appointment, election, qualification, duties, powers and compensation of a judge of said court; depriving and divesting the district courts of Jefferson County of jurisdiction of all criminal cases; providing from and after the taking effect of this Act for the transfer of all criminal cases from the districts' courts of Jefferson County created by this Act; providing that the county attorney, the sheriff and the clerk of the district court of Jefferson County shall be the county attorney, sheriff and clerk of the district court, respectively, of the court created by this Act, under the same rules and regulations as are now, or may hereafter be prescribed by law for the government of such officials; providing for the fees to be received by such officers for such services, and repealing all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PATTON, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 302, A bill to be entitled "An Act providing that where a motor vehicle, tractor, trailer, semi-trailer or motorcycle shall be registered by any corporation, the same shall be registered in the county where such corporation maintains its home office etc."

Have had the same under consid-

eration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 399, A bill to be entitled "An Act to amend Chapter 86 of the local and special laws enacted by the Thirty-fifth Legislature at its Regular Session in 1917, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 301, A bill to be entitled "An Act amending Article 6677 of the Revised Civil Statutes; providing for registration fees to be paid for the registration of motor vehicles after January 1, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 334, A bill to be entitled "An Act to amend Chapter 38, Special and Local Laws enacted by the Thirty-seventh Legislature, same being a special road law for Tyler County."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 310, A bill to be entitled "An Act creating a more efficient road system for Jasper County."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 320, A bill to be entitled "An Act creating a more efficient road system for Hemphill County."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 270, A bill to be entitled "An Act to amend Chapter 28 of the Local and Special Laws enacted by the Thirty-third Legislature, 1913, being a special road law for Childress County."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 336, A bill to be entitled "An Act creating a more efficient road system for Bell County, Texas."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 266, A bill to be entitled "An Act creating a more efficient road system for Dickens County, Texas."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 303, A bill to be entitled "An Act amending Article 6675 by providing for the registration of motor vehicles in the county in which the owner resides, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 389, A bill to be entitled "An Act creating a more efficient road system for Motley County, Texas, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 306, A bill to be entitled "An Act creating a special road law for Crosby County, Texas."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 361, A bill to be entitled "An Act repealing H. B. No. 573, Chapter 96, Page 388 of the local and special laws of the Regular Session of the Thirty-fifth Legislature."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 279, A bill to be entitled "An Act to amend Chapter 59 of the local and special laws enacted by the Thirty-fourth Legislature at its Regular Session, in 1915 etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

H. B. No. 174, A bill to be entitled "An Act validating the creation and

organization of San Benito Cameron County Drainage District No. 3 in Cameron County, Texas."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic to whom was referred

S. B. No. 405, A bill to be entitled "An Act creating a more efficient road system for Jeff Davis County, Texas; etc."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic to whom was referred

S. B. No. 291, A bill to be entitled "An Act creating a more efficient road system for San Augustine County, Texas; etc."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic to whom was referred

S. B. No. 414, A bill to be entitled "An Act creating a more efficient road system for Freestone County, Texas; etc."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 1, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 96, A bill to be entitled "An Act repealing Articles 4027, 4036, 4037, 4039, 4040, 4041 of the Revised Civil Statutes of 1925, and amending Article 4035 of the Revised Civil Statutes of 1925 and Article 960 of the Penal Code of the State of Texas; providing for the lease of oyster reefs or bottoms of the public waters of the State of Texas to citizens of the United States or domestic corporations for the purpose of cultivating oysters; providing for the form of application of survey of areas sought to be leased; providing for the payment of the cost of such survey; providing for priority of applications; providing that the Game, Fish and Oyster Commissioner may grant or refuse any lease; providing for rentals and the amounts thereof; providing for the forfeiture of leases for non-payment of rentals; providing for the sale of forfeited leases to the highest bidder, limiting the acreage to be leased to any one applicant; providing that not less than one-half of the natural reefs of each and every bay shall be reserved for the use of the general public, and shall not be leased under the terms of this act; providing the term of leases and renewal of leases; \* \* \* etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the attached committee amendments.

MILLER, Vice-Chairman.

#### Committee Amendment No. 1.

Amend the bill by striking out the following words on page 3, section 3:

"The applicant filing the first application in point of time shall have prior claim."

And insert the words:

"The Game, Fish & Oyster Commission is hereby directed to investigate the claims of each applicant and to decide as to whom the lease shall be granted."

#### Committee Amendment No. 2.

Amend the bill by striking out the following words on page 5, Section 11:

"When less than one acre is leased, or more than five dollars per acre or fraction of an acre when less than one acre is leased, per year, and"

And insert the words:

"Per year and the amount of said rental."

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 354, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State for the several institutions and departments of the State Government, as named herein, for the balance of the fiscal year ending August 31, 1929, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate that same do pass, and be not printed.

POLLARD, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 356, A bill to be entitled "An Act providing the continuance of the trial of any civil or criminal action or matter in probate, pending in any court of this State while the Legislature is in session, where it appears by affidavit that a party to such cause is a member of the Legislature and is in attendance thereon, or where it appears that an attorney for any party to such an action is a member of the Legislature, and is in attendance on a session of the Legislature and that a fair and proper trial cannot be had in absence of such party or attorney, and providing that where such showing is made by affidavit in any cause same shall be continued until ten days after the adjournment of the Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room,  
Austin, Texas, Feb. 1, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 323, A bill to be entitled "An Act providing for the support of the office of the County Superintendent of Public Instruction by the entire County out of the general fund of the county; prescribing the duties of the County Board of Trustees and the State Superintendent in the administration of this Act, and repealing all laws and parts of laws in conflict therewith and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with the accompanying Committee amendment.

HORNSBY, Vice-Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic to whom was referred

S. B. No. 379, A bill to be entitled "An Act to amend Chapter 74 of the Local and Special Laws enacted by the Thirty-ninth Legislature at its Regular Session, approved March 7, 1925, same being a Special Road Law for Denton County, by adding thereto Section 19-A, authorizing the commissioners' court of Denton County to issue bonds of said County for the purpose of funding or refunding indebtedness incurred for road and bridges purposes, and to levy a tax in payment thereof, and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceedings within sixty days from the adoption of the order of the Commissioners' Court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid, and by adding thereto Section 19-B, requiring the Commissioners' court to make and adopt each year a budget of expenditures based upon the tax levy and to keep such expenditures within said budget. Said providing, however, that in cases of emergency when storm, overflow or public calamity



has occurred the said court shall depart from said budget as the circumstances may require as herein provided; fixing a penalty for violations of the provisions hereof and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred

S. B. No. 53, A bill to be entitled "An Act to provide for the better enforcement of the Criminal Laws by establishing the Board of Criminal Law administration whose duty it shall be to appoint the Commissioner of Corrections and to maintain a bureau for the identification of criminals and for collecting, tabulating, digesting and publishing statistics of crimes and criminals, and their apprehension, trial and punishment, together with recommendations thereon; by requiring certain local officers to furnish the finger prints, photographs and information required by said Board, and declaring an emergency."

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

MILLER, Chairman.

(Majority Report.)

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Insurance, to whom was referred

S. B. No. 192, A bill to be entitled "An Act to prescribe for the licensing of agents and/ or solicitors in the insurance business in this State, defining an agent and defining a solicitor, prohibiting the engaging in such insurance business without license, prohibiting an agent from granting insurance in excess of the value of the subject matter, prohibiting rebating and discriminating, providing penalties for violation of the law and giving to aggrieved party resort to courts and repealing

laws in conflict and declaring an emergency."

Have had same under consideration, and I am instructed to report it back to the Senate with recommendation that it do not pass.

MOORE, Chairman..

(Minority Report.)

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on Insurance, to whom was referred

S. B. No. 192, A bill to be entitled "An Act to prescribe for the licensing of agents and/ or solicitors in the insurance business in this State, defining an agent and defining a solicitor, prohibiting the engaging in such insurance business without license, prohibiting an agent from granting insurance in excess of the value of the subject matter, prohibiting rebating and discriminating, providing penalties for violation of the law and giving to aggrieved party resort to courts and repealing laws in conflict and declaring an emergency."

Have had same under consideration, and we are instructed to differ with a majority of your committee and report back to the Senate that it do not pass, but that the attached committee substitute do pass with amendments and that it be printed in the Journal and not otherwise.

WITT.  
POLLARD.  
BECK.  
MOORE.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 279, A bill to be entitled "An Act to amend Chapter 59 of the local and special laws enacted by the Thirty-fourth Legislature at its regular Session, in 1915, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Feb. 2, 1929.  
Hon. Barry Miller, President of the  
Senate.

Sir: We your Committee on Insurance, to whom was referred

S. B. No. 386, A bill to be entitled  
"An Act exempting the proceeds of  
any policy of life insurance, including  
the cash value thereof from execution  
or liability to any creditor of  
the insured."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed in the Journal and not otherwise.

MOORE, Chairman.

By Berkeley, by request. S. B. 386.  
A BILL

To Be Entitled

An Act exempting the proceeds of  
any policy of life insurance, including  
the cash value thereof, from execution  
or liability to any creditor of the insured.

Be it enacted by the Legislature of  
the State of Texas:

Section 1. That the proceeds of  
any policy of life or endowment insurance  
which is payable to the wife,  
husband or children of the insured,  
including the cash value thereof,  
shall be exempt from execution or  
liability to any creditor of the insured.

Sec. 2. The public importance of  
the purposes herein contemplated  
creates an emergency and an imperative  
public necessity requiring the  
suspension of the constitutional rule  
requiring bills to be read upon three  
several days in each House and the  
said rule is hereby suspended, and  
that this Act take effect and be in  
force from and after its passage, and  
it is so enacted.

#### TWENTIETH DAY.

Senate Chamber,  
Austin, Texas,

Monday, February 4, 1929.

The Senate met at 10 o'clock a.  
m., pursuant to adjournment, and  
was called to order by Lieutenant  
Governor Barry Miller.

The roll was called, a quorum being  
present, the following Senators  
answering to their names:

Beck.  
Berkeley.  
Cousins.  
Cunningham.  
Gainer.  
Harbin.  
Holbrook.  
Hornsby.  
Hyer.  
Love.  
Martin.  
McFarlane.  
Miller.  
Moore.

Parr.  
Parrish.  
Patton.  
Russek.  
Small.  
Stevenson.  
Thomason.  
Westbrook.  
Williamson.  
Wirtz.  
Witt.  
Woodul.  
Woodward.

Absent—Excused.

DeBerry.  
Greer.

Neal.  
Pollard.

Prayer by the Chaplain.

Pending the reading of the Journal  
of yesterday, the same was dispensed  
with on motion of Senator  
Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Parr:

S. B. No. 422, A bill to be entitled  
"An Act to provide that at least one-  
half of all taxes levied for the State,  
county, common school districts,  
road districts or political subdivisions  
of the county upon an ad valorem  
basis for the year 1929 and every  
year thereafter shall become due on  
the 31st day of December of the year  
for which the same are levied and  
providing that unless at least one-  
half of the taxes so levied shall be  
paid on or before said date the entire  
tax levied for the year shall become  
delinquent after said date;  
providing that if the first half of  
said taxes shall have been paid on or  
before the 31st day of December, the  
second half shall become delinquent  
after May 31st following; providing  
that all delinquent taxes shall bear  
a penalty of ten per cent, and in  
addition thereto interest at the rate  
of six per cent per annum; providing  
for only five per cent penalty if  
the entire tax is paid after December  
31st, and on or before January  
31st following; providing that all of  
the taxes may be paid at one time  
and that not more than two payments